

# The Call of the Cumberlands

By Charles Neville Buck

With Illustrations  
from Photographs of Scenes  
in the Play

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CHAPTER XIV—Continued.

Besides being on duty as an officer of militia, Callomb was a Kentuckian, interested in the problems of his commonwealth, and, when he went back, he knew that his cousin, who occupied the executive mansion at Frankfort, would be interested in his suggestions. The governor had asked him to report his impressions, and he meant to, after analyzing them.

So, smarting under his impotency, Captain Callomb came out of his tent one morning, and strolled across the curved bridge to the town proper. He knew that the grand jury was convening, and he meant to sit as a spectator in the courthouse and study proceedings when they were instructed.

But before he reached the courthouse, where for a half-hour yet the cupola bell would not clang out its summons to veniremen and witnesses, he found fresh fuel for his wrath.

He was not a popular man with these clansmen, though involuntarily he had been useful in lending their victims to the slaughter. There was a scowl in his eyes that they did not like, and an arrogant hint of iron laws in the lively he wore, which their instincts distrusted.

Callomb saw without being told that over the town lay a sense of portentous tidings. Faces were more swollen than usual. Men fell into scowling knots and groups. A clerk at a store where he stopped for tobacco inquired as he made change:

"Heard the news, stranger?"

"What news?"

"This here 'Wildcat' Samson South come back yesterday, an' last evenin' towards sundown, Jesse Purvy an' Aaron Hollis was shot dead."

For an instant, the soldier stood looking at the young clerk, his eyes kindling into a wrathful blaze. Then, he cursed under his breath. At the door, he turned on his heel:

"Where can Judge Smithers be found at this time of day?" he demanded.

## CHAPTER XV.

The Honorable Abe Smithers was not the regular judge of the circuit which numbered Hixon among its county seats. The elected incumbent was ill, and Smithers had been named as his pro-tem successor. Callomb climbed to the second story of the frame bank building and pounded loudly on a door, which bore the boldly-typed shingle:

"Asa Smithers, Attorney-at-Law."

The temporary judge admitted a visitor in uniform, whose countenance was stormy with indignant protest. The judge himself was placid and smiling. The lawyer, who was for the time being exalted to the bench, hoped to ascend it more permanently by the votes of the Holliman faction, since only Holliman votes were counted. He was a young man of powerful physique with a face ruggedly strong and honest.

Callomb stood for a moment inside the door and when he spoke it was to demand crisply:

"Well, what are you going to do about it?"

"About what, captain?" inquired the other, mildly.

"Is it possible you haven't heard? Since yesterday noon two murders have been added to the holocaust. You represent the courts of law. I represent the military arm of the state. Are we going to stand by and see this go on?"

The judge shook his head, and his visage was sternly thoughtful and hypocritical. He did not mention that he had just come from conference with the Holliman leaders. He did not explain that the venire he had drawn from the jury drum had borne a singularly solid Holliman complexion.

"Until the grand jury acts I don't see that we can take any steps."

"And," stormed Captain Callomb, "the grand jury will, like former grand juries, lie down in terror and inactivity. Either there are no courageous men in your county, or these panels are selected to avoid including them."

Judge Smithers' face darkened. If he was a moral coward, he was at least a coward crouching behind a seeming of fearlessness.

"Captain," he said, coolly, but with a dangerous hint of warning, "I don't see that your duties include contempt of court."

"No!" Callomb was now thoroughly angered, and his voice rose. "I am sent down here subject to your orders, and it seems you are also subject to orders. Here are two murders in a day, capping a climax of 20 years of bloodshed. You have information as to the arrival of a man known as a desperado with a grudge against the two dead men, yet you know of no steps to take. Give me the word and I'll go out and bring that man, and any others you name, to your bar of justice—if it is a bar of justice! For God's sake, give me something else to do than to bring in prisoners to be shot down in cold blood."

The judge sat balancing a pencil on his extended forefinger, as though it were a scale of justice.

"You have been heated in your language, sir," he said, sternly, "but it is a heat arising from an indignation which I share. Consequently, I pass it over. I cannot instruct you to arrest Samson South before the grand jury has accused him. The law does not contemplate hasty or unadvised action. All men are innocent until proven guilty. If the grand jury wants South, I'll instruct you to go and get him. Until then, you may leave my part of the work to me."

His honor rose from his chair. "You can at least give this grand jury such instructions on murder as will point out their duty. You can assure them that the militia will protect them. Through your prosecutor you can bring evidence to their attention, you—"

"If you will excuse me," interrupted his honor, dryly, "I'll judge of how I am to charge my grand jury. I have been in communication with the family of Mr. Purvy, and it is not their wish at the present time to bring this case before the panel."

Callomb laughed ironically.

"No, I could have told you that before you conferred with them. I could have told you that they prefer to be their own courts and executioners, except where they need you. They also preferred to have me get a man they couldn't take themselves, and then to assassinate him in my hands. Who in the hell do you work for, Judge-for-the-moment Smithers? Are you holding a job under the state of Kentucky, or under the Holliman faction of this feud? I am instructed to take my orders from you. Will you kindly tell me my master's real name?"

Smithers turned pale with anger, his fighting face grew as truculent as a bulldog's, while Callomb stood glaring back at him like a second bulldog, but the judge knew that he was being honestly and fearlessly accused. He merely pointed to the door. The captain turned on his heel and stalked out of the place, and the judge came down the steps and crossed the street to the courthouse. Five minutes later he turned to the shirt-sleeved man who was leaning on the bench and said in his most judicial voice:

"Mr. Sheriff, open court."

The next day the mail carrier brought in a note for the temporary judge. His honor read it at recess and hastened across to Holliman's Mammoth Department Store. There, in council with his masters, he asked instructions. This was the note:

"The Hon. Asa Smithers, "Sir: I arrived in this county yesterday, and am prepared, if called as a witness, to give to the grand jury full and true particulars of the murder of Jesse Purvy and the killing of Aaron Hollis. I am willing to come under the escort of my own kinsmen, or the militiamen, as the court may advise."

"The requirement of any bodyguard I deplore, but in meeting my legal obligations, I do not regard it as necessary or proper to walk into a trap."

"Respectfully,"

"SAMSON SOUTH."

Smithers looked perplexedly at Judge Holliman.

"Shall I have him come?" he inquired.

Holliman threw the letter down on his desk with a burst of blasphemy:

"Have him come?" he echoed. "Hell and damnation, no! What do we want him to come here and spill the milk for? When we get ready, we'll indict him. Then, let your damned soldiers go after him—as a criminal, not a witness. After that, we'll continue this case until these outsiders go away, and we can operate to suit ourselves. We don't fall for Samson South's tricks. No, sir; you never got that letter! It miscarried. Do you hear? You never got it."

Smithers nodded grudging acquiescence. Most men would rather be independent officials than collar-wearers.

Out on Misery Samson South had gladdened the soul of his uncle with his return. The old man was mending, and for a long time, the two had talked. The failing head of the clan looked vainly for signs of degeneration in his nephew, and, failing to find them, was happy.

"Hev ye decided, Samson," he inquired, "that ye was right in yer notion, 'bout goin' away?"

Samson sat reflectively for a while, then replied:

"We were both right, Uncle Spicer—and both wrong. This is my place, but if I'm to take up the leadership it must be in a different fashion. Changes are coming. We can't any longer stand still."

Spicer South lighted his pipe. He, too, in these last years, had seen in the distance the crest of the oncoming wave.

"I reckon there's right smart truth to that," he acknowledged. "I've been studyin' 'bout hit consid'able myself of late. There's been several fellers through the country talkin' coal an' timber an' railroads—an' sich like."

Sally went to mill that Saturday, and with her rode Samson. There, besides Wile McCager, he met Caleb Wiley and several others. At first, they received him skeptically, but they knew of the visit to Purvy's store, and they were willing to admit that in part at least he had erased the blot from his escutcheon. Then, too, except for cropped hair and a white skin, he had come back as he had gone, in homespun and hickory. There was nothing highfalutin in his manners. In short, the impression was good.

"I reckon now that ye're back, Samson," suggested McCager, "an' seein' how yer Uncle Spicer is gettin' along all right, I'll jest let the two of ye run things. I've done had enough."

It was a simple fashion of resigning a regency, but effectual.

Old Caleb, however, still insurgent and unconvinced, brought in a minority report.

"We wants fightin' men," he grumbled, with the senile reiteration of his age, as he spat tobacco and beat a rattan on the mill floor with his long hickory staff. "We don't want no deserters."

"Samson ain't a deserter," defended Sally. "There isn't one of you fit to tie his shoes." Sally and old Spicer South alone knew of her lover's letter to the circuit judge, and they were pledged to secrecy.

"Never mind, Sally!" It was Samson himself who answered her. "I didn't come back because I care what men like old Caleb think. I came back because they needed me. The proof of a fighting man is his fighting, I reckon. I'm willing to let 'em judge me by what I'm going to do."

So, Samson slipped back, tentatively, at least, into his place as clan head, though for a time he found it a post without action. After the fierce outburst of bloodshed, quiet had settled, and it was tacitly understood that, unless the Holliman forces had some coup in mind which they were secretely, this peace would last until the soldiers were withdrawn.

"When the world's a-lookin'," commented Judge Holliman, "hit's a right good idea to crawl under a log—an' lay still."

Purvy had been too famous a feudist to pass unnoted. Reporters came as far as Hixon, gathered there such news as the Hollimans chose to give them, and went back to write lurid stories and description, from hearsay, of the stockaded seat of tragedy. Nor did they overlook the dramatic coincidence of the return of "Wildcat" Samson South from civilization to savagery. They made no accusation, but they pointed an inference and a moral—as they thought. It was a sermon on the triumph of heredity over the advantages of environment. Adrienne read some of these saffron misrepresentations, and they distressed her.

Meanwhile, it came insistently to the ears of Captain Callomb that some plan was on foot, the intricacies of which he could not fathom, to manufacture a case against a number of the Souths, quite apart from their actual guilt, or likelihood of guilt. Once more, he would be called upon to go out and drag in men too well fortified to be taken by the poses and deputies of the Holliman civil machinery. At this news, he chafed bitterly, and, still ranking with a sense of shame at the loss of his first prisoner, he formed a plan of his own, which he revealed over his pipe to his first lieutenant.

"There's a nigger in the woodpile, Merriweather," he said. "We are simply being used to do the dirty work up here, and I'm going to do a little probing of my own. I guess I'll turn the company over to you for a day or two."

"What idiocy are you contemplating now?" inquired the second in command.

"I'm going to ride over on Misery, and hear what the other side has to say. I've usually noticed that one side of any story is pretty good until the other's told."

"It's sheer madness. I ought to take you down to this infernal crook of a judge and have you committed to a strait-jacket."

"It," said Callomb, "you are content to play the catpaw to a bunch of assassins, I'm not. The mail-rider went out this morning and he carried a letter to old Spicer South. I told him that I was coming unescorted and unarmed and that my object was to talk with him. I asked him to give me a safe conduct, at least, until I reached his house, and stated my case. I treated him like an officer and a gentleman, and, unless I'm a poor judge of men, he's going to treat me that way."

The lieutenant sought vainly to dissuade Callomb, but the next day the captain rode forth, unaccompanied. Curious stares followed him and Judge Smithers turned narrowing and unpleasant eyes after him, but at the point where the ridge separated the territory of the Hollimans from that of the Souths he saw waiting in the road a mounted figure, sitting his horse straight, and clad in the rough habiliments of the mountaineer.

As Callomb rode up he saluted and the mounted figure with perfect gravity and correctness returned that salute as one officer to another. The captain was surprised. Where had this mountaineer with the steady eyes and the clean-cut jaw learned these niceties of military etiquette?

"I am Captain Callomb of 'F' company," said the officer. "I'm riding over to Spicer South's house. Did you come to meet me?"

"To meet and guide you," replied a pleasant voice. "My name is Samson South."

The militiaman stared. This man whose countenance was calmly thoughtful scarcely comported with the descriptions he had heard of the "Wildcat of the Mountains," the man who had come home straight as a storm-petrel at the first note of the tempest and marked his coming with double murder. Callomb had been too busy to read newspapers of late. He had heard only that Samson had "been away."

While he wondered, Samson went on:

"I'm glad you came. If it had been possible I would have come to you." As he told of the letter he had written the judge, volunteering to present himself as a witness, the officer's wonder grew.

"They said that you had been away," suggested Callomb. "If it's not an im-

pertinent question, what part of the mountains have you been visiting?"

Samson laughed. "Not any part of the mountains," he said. "I've been living chiefly in New York—and for a time in Paris."

Callomb drew his horse to a dead halt.

"In the name of God," he incredulously asked, "what manner of man are you?"

"I hope," came the instant reply, "it may be summed up by saying that I'm exactly the opposite of the man you've had described for you back there at Hixon."

"I knew it," exclaimed the soldier. "I knew that I was being fed on lies! That's why I came. I wanted to get the straight of it, and I felt that the solution lay over here."

They rode the rest of the way in deep conversation. Samson outlined his ambitions for his people. He told, too, of the scene that had been enacted at Purvy's store. Callomb listened with absorption, feeling that the narrative bore axiomatic truth on its face.

At last he inquired:

"Did you succeed up there—as a painter?"

"That's a long road," Samson told him, "but I think I had a fair start. I was getting commissions when I left."

"Then I am to understand"—the officer met the steady gray eyes and put the question like a cross-examiner bullying a witness—"I am to understand that you deliberately put behind you a career to come down here and herd these fence-jumping sheep?"

"Hardly that," deprecated the head of the Souths. "They sent for me—that's all. Of course, I had to come."

"Why?"

"Because they had sent. They are my people."

The officer leaned in his saddle. "South," he said, "would you mind shaking hands with me? Some day I want to brag about it to my grandchildren."

Callomb spent the night at the house of Spicer South. He met and talked with a number of the kinsmen, and, if he read in the eyes of some of them a smoldering and unforgiving remembrance of his unkept pledge, at least they repressed all expression of censure.

With Spicer South and Samson the captain talked long into the night. He made many jottings in a note book. He with Samson abetting him, pointed out to the older and more stubborn man



"They Are Going to Indict You on Manufactured Evidence."

the necessity of a new regime in the mountains, under which the individual could walk in greater personal safety. As for the younger South, the officer felt, when he rode away next morning, that he had discovered the one man who combined with the courage and honesty that many of his clansmen shared the mental equipment and local influence to prove a constructive leader.

When he returned to the Bluegrass he meant of have a long and unofficial talk with his relative, the governor.

The grand jury trooped each day to the courthouse and transacted its business. The petty juries went and came, occupied with several minor homicide cases. The captain, from a chair, which Judge Smithers had ordered placed beside him on the bench, was looking on and intently studying. One morning, Smithers confided to him that in a day or two more the grand jury would bring in a true bill against Samson South, charging him with murder. The officer did not show surprise. He merely nodded.

"I suppose I'll be called on to go and get him."

"I'm afraid we'll have to ask you to do that."

"What caused the change of heart? I thought Purvy's people didn't want it done."

It was Callomb's first allusion, except for his apology, to their former altercation.

For an instant only, Smithers was a little confused.

"To be quite frank with you, Callomb," he said, "I got to thinking over the matter in the light of your own viewpoint, and, after due deliberation, I came to see that to the state at large it might bear the same appearance. So, I had the grand jury take the matter up. We must stamp out such lawlessness as Samson South stands for. He is the more dangerous because he has brains."

Callomb nodded, but, at noon, he slipped out on a pretense of sightseeing, and rode by a somewhat circuitous route to the ridge. At nightfall, he came to the house of the clan head.

"South," he said to Samson, when he had led him aside, "they didn't want to hear what you had to tell the grand jury, but they are going ahead to indict you on manufactured evidence."

Samson was for a moment thoughtful, then he nodded.

"That's about what I was expecting." "Now," went on Callomb, "we understand each other. We are working for the same end, and, by God! I've had one experience in making arrests at the order of that court. I don't want it to happen again."

"I suppose," said Samson, "you know that while I am entirely willing to face any fair court of justice, I don't propose to walk into a packed jury, whose only object is to get me where I can be made way with. Callomb, I hope we won't have to fight each other. What do you suggest?"

"If the court orders the militia to make an arrest, the militia has no option. In the long run, resistance would only alienate the sympathy of the world at large. There is just one thing to be done, South. It's a thing I don't like to suggest." He paused, then added emphatically: "When my detail arrives here, which will probably be in three or four days, you must not be here. You must not be in any place where we can find you."

For a little while, Samson looked at the other man with a slow smile of amusement, but soon it died, and his face grew hard and determined.

"I'm obliged to you, Callomb," he said, seriously. "It was more than I had the right to expect—this warning. I understand the coast of giving it. But it's no use. I can't cut and run. No, by God, you wouldn't do it! You can't ask me to do it."

"By God, you can and will!" Callomb spoke with determination. "This isn't a time for quibbling. You've got work to do. We both have work to do. We can't stand on a matter of vainglorious pride, and let big issues of humanity go to pot. We haven't the right to spend men's lives in fighting each other, when we are the only two men in this entanglement who are in perfect accord—and honest."

The mountaineer spent some minutes in silent self-debate. The working of his face under the play of alternating doubt, resolution, hatred and insurgency, told the militiaman what a struggle was progressing. At last, Samson's eyes cleared with an expression of discovered solution.

"All right, Callomb," he said, briefly. "You won't find me!" He smiled, and he added: "Make as thorough a search as your duty demands. It needn't be perfunctory or superficial. Every South cabin will stand open to you. I shall be extremely busy, to ends which you approve. I can't tell you what I shall be doing, because to do that, I should have to tell where I mean to be."

(TO BE CONTINUED.)

## UNHAPPY FATE OF DRONES

Few Indeed Are Their Hours of Enjoyment and Sad the End That Awaits Them All.

Drones are usually looked upon as lazy, useless creatures. They never do any work, but are fed by the worker bees on the best the hive can afford, and this in a season of the year when the workers are busiest for 24 hours a day with the gathering and curing of honey. Why do the bees treat them with such respect in the busy harvest time? The reason is that the bees are raising a number of young queens at this time, for the future generation. The queen is destined to be the mother of all the bees reared in the hive for the next year or two. She is the only one in the hive that can lay eggs, and she will some day lay them at a rate of from two to four thousand a day. The drones are the male bees reared at the same time with the queens. From their midst the virgin queen will some day select her mate. Without them she could not attain maternity, held by the bees in greatest honor. For this reason they are treated royally until the wedding trip of the queen. When she returns a widow, leaving her drone-mate (usually the most persistent of all suitors) dead in the field, the bees make short work of the remaining drones. They seize them by the neck and throw them out of the hive bodily to die of hunger in the midst of plenty.—Francis Jaeger.

## Obstacle to Enjoyment.

Many of us are plenty old enough to remember the big open fireplace, the enormous amount of wood it required to keep it going, how the cord sticks had to be dug out of the ice and snow, how it was a struggle to get the big back log in place, how every morning the fire had to be started over again, unless you were cunning enough in woodcraft to hide some coals deep enough under the ashes to keep them until morning, how in the early hours of the bleak days the rooms of the house were so cold it required great courage or the insistent commands of the head of the house to get up to make that fire. But this is not all. It will be remembered also that in real weather the fire from the open side of the room baked you on one side while the other side was frozen, and all the day long the frost on the windows maintained the beauty of the formation into pictured mountains and valleys undisturbed by the heat from the burning logs.

## Measures Heart Current.

The heart of the average man makes about one three-thousandth of a volt of electricity at every beat, and an instrument sensitive enough to measure it has been invented.

## The Better Situation.

When two loving hearts are torn asunder it is a shade better to be the one that is driven away into action than the bereaved twin that petrifies at home.—Charles Renda.

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Gently cleanse your liver and sluggish bowels while you sleep.

Get a 10-cent box.

Sick headache, biliousness, dizziness, coated tongue, foul taste and foul breath—always trace them to torpid liver; delayed, fermenting food in the bowels or sour, gassy stomach.

Poisonous matter clogged in the intestines, instead of being cast out of the system is re-absorbed into the blood. When this poison reaches the delicate brain tissue it causes congestion and that dull, throbbing, sickening headache.

Cascarets immediately cleanse the stomach, remove the sour, undigested food and foul gases, take the excess bile from the liver and carry out all the constipated waste matter and poisons in the bowels.

A Cascaret to-night will surely straighten you out by morning. They work while you sleep—a 10-cent box from your druggist means your head clear, stomach sweet and your liver and bowels regular for months. Adv.

## Safety First.

John Sharp Williams stepped out of the senate chamber in response to the card of Bob Gates, who is a Washington correspondent of distinguished appearance and much political sapience.

Bob asked him a number of questions and then, in parting, he asked: "By the way, Senator, have you got a good cigar about you?"—putting the request under the head of unfinished business.

"No, I haven't but one left—and I just now bit the end off it preparatory to lighting it," replied John Sharp.

"If I'd just been a minute or two sooner—" suggested Bob.

"Not exactly," said the senator. "The fact is, when I started out here I bit the end off the cigar just for fear you might ask for it."

## Important to Mothers

Examine carefully every bottle of CASTORIA, a safe and sure remedy for infants and children, and see that it

Bears the Signature of *Dr. J. C. Fletcher* In Use For Over 30 Years. Children Cry for Fletcher's Castoria

## The Female of the Species.

"I tell you, sir," said the sad-eyed passenger with the bargain-counter tie, "all women are born gamblers." "That's right," observed the button drummer. "And they nearly always win when they play hearts to catch diamonds."

## When Your Eyes Need Care

Use Marine Eye Medicine. No Smarting—Feels Fine—Acts Quickly. Try it for Red, Weak, Sore Eyes and Granulated Eyelids. Marine is compounded by our Oculists—not a "Patent Medicine"—but used in successful Physicians' Practice for many years. Now dedicated to the Public and sold by Druggists at 50c per Bottle. Marine Eye Salve in Aseptic Tubes, 50c and 50c. Write for Book of the Eye Free. Marine Eye Remedy Company, Chicago. Adv.

## His Point of View.

"What is your idea of matrimony?" asked the fair maid who was still occupying the anxious seat.

"Well," rejoined the wise chap who had balked at the hurdle, it's probably all right for those who haven't enough worry."

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